

Fiscal impact reports (FIRs) are prepared by the Legislative Finance Committee (LFC) for standing finance committees of the NM Legislature. The LFC does not assume responsibility for the accuracy of these reports if they are used for other purposes.

Current FIRs (in HTML & Adobe PDF formats) are available on the NM Legislative Website (legis.state.nm.us). Adobe PDF versions include all attachments, whereas HTML versions may not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

FISCAL IMPACT REPORT

SPONSOR Garcia, M. P. **DATE TYPED** 02/01/05 **HB** 401

SHORT TITLE Automated Traffic Citation Systems **SB** _____

ANALYST Peery

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Department of Public Safety (DPS)

Administrative Office of the District Attorneys (AODA)

No Responses

Administrative Office of the Courts (AOC)

Bernalillo County Metro Court (BCMC)

SUMMARY

Synopsis of Bill

House Bill 401 allows for the issuance of citations for certain traffic violations based on evidence gathered from automated traffic enforcement systems. The proposed legislation would authorize the use of cameras in recording and issuing citations for misdemeanor offenses. The proposed legislation also allows police departments to create forms to use in issuing these citations.

PERFORMANCE IMPLICATIONS

AODA states few District Attorneys' offices are involved in the prosecution of traffic citations. Many offices assist law enforcement agencies on a case by case basis. The AODA anticipates that there will be more requests for assistance.

OTHER SUBSTANTIVE ISSUES

AODA states they anticipate that many cases will be contested on the issue of identity of the driver.

DPS reports the proposed legislation is unclear as to when enforcement takes place in the event the violator does not respond within 30 days.

RLP/lg